

BILL NO. S-70-12- 7-1

SPECIAL ORDINANCE NO. S- 628-71

AN ORDINANCE approving Contract Agreement with NORFOLK AND WESTERN RAILWAY COMPANY and FALSTAFF BREWING CORPORATION for the construction and maintenance of spur track across Wayne Street and Washington Boulevard.

WHEREAS, Norfolk and Western Railway Company and Falstaff Brewing Corporation have filed a petition with the Board of Public Works of the City of Fort Wayne asking permission to construct and maintain a spur track across Wayne Street and across Washington Boulevard for the purpose of serving the Falstaff Brewing Corporation; and

WHEREAS, pursuant to said petition a Contract Agreement was entered into between the parties for the construction and maintenance of said spur track;


NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Contract Agreement entered into on December 17, 1970, between the City of Fort Wayne, by and through its Board of Public Works, and NORFOLK AND WESTERN RAILWAY COMPANY and FALSTAFF BREWING CORPORATION, for the construction and maintenance of a spur track across Wayne Street and across Washington Boulevard, all as more specifically set forth in said Contract Agreement, which is on file in the office of the Board of Public Works and is by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, legal publication and public hearing thereon.

  
Councilman

APPROVED AS TO FORM  
AND LEGALITY,

  
CITY ATTORNEY

Read the first time in full and on motion by Nuckols seconded by Steigerwald and duly adopted, read the second time by title and referred to the (Committee on) Public Works (and to the City Planning Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 196\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ P.M., E.S.T.

Date: 12-29-70

Thad H. Bonachoon  
City Clerk

Read the third time in full and on motion by Nuckols seconded by Robinson and duly adopted, placed on its passage.

Passed (~~LAST~~) by the following vote:

AYES	<u>8</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	<u>✓</u>	
Rousseau	_____	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 1-12-71

Thad H. Bonachoon  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)~~ ~~(General)~~ ~~(Annexation)~~ ~~(Special)~~ ~~(Appropriation)~~ Ordinance (~~Resolution~~) No. 5628-71

on the 12<sup>th</sup> day of January, 19671.

ATTEST:

(SEAL)

Thad H. Bonachoon  
City Clerk

Thad H. Steigerwald  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13<sup>th</sup> day of January, 19671 at the hour of 8:30 o'clock A.M., E.S.T.

Thad H. Bonachoon  
City Clerk

Approved and signed by me this 15<sup>th</sup> day of January, 19671, at the hour of 2:21 o'clock P.M., E.S.T.

Harold S. Zeis  
Mayor

Bill No. S-70-12-21

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance  
approving Contract Agreement with NORFOLK AND WESTERN RAILWAY COMPANY and FALSTAFF  
BREWING CORPORATION for the construction and maintenance of spur track across Wayne  
Street and Washington Boulevard,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

JOHN NUCKOLS, Chairman

CELIA ANN FAY, Vice-Chairman

JOHN H. ROBINSON

EDWIN J. ROUSSEAU

WILLIAM K. GEAKE

*John Nuckols*  
*Celia Ann Fay*  
*John H. Robinson*  
*Edwin J. Rousseau*  
*William K. Geake*

CONCURRED IN

DATE 1-12-71 FUAD G. BONAHOOM, CITY CLERK